

Kentucky Gazette.

"True to his charge—he comes, the Herald of a noisy world; News from all nations, lumbering at his back."

D. BRADFORD Editor.

LEXINGTON, THURSDAY, MARCH 8, 1838.

No. 10 Vol. 53

PRINTED WEEKLY EVERY THURSDAY,
BY THO. T. BRADFORD,
FOR
DANL. BRADFORD.
[Publisher of the Laws of the U. States.]
PUBLISHING OFFICE, MAIN ST., A FEW DOORS BE
LOW BRENNAN'S INN.
Printing Office at the old stand, Mill street.
TERMS OF THIS PAPER:
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No paper will be discontinued until arrearages are paid, unless at the option of the Editor.
Letters sent by mail to the Editor, must be post paid, or they will not be taken out of office.
ADVERTISING.
1 square, or less, 1 or 3 times, \$1.50; three months \$4; six months \$7.50; twelve months \$15. Longer ones in proportion.

Sylvester's Experiment SUCCESSFUL.

SINCE the deranged state of the currency, which has affected alike the rich and the poor, SYLVESTER has proved that his "Experiment" has proved most triumphantly successful. Emboldened by this success, each succeeding month has been productive of more extensive schemes, and consequently more brilliant results.

MARCH exhibits to our patrons an actual **WINE OF WEALTH.** The Alexandria Lottery of the 24th, with a capital of

60,000 DOLLARS,

And four Virginia Lotteries with capitals of **30,000 DOLLARS** each, command the immediate attention of all who may be desirous of participating in these fascinating opportunities to become RICH. Applications are urged without a moment's delay to
S. J. SYLVESTER, 130 Broadway N. Y.

VIRGINIA STATE LOTTERY, For the benefit of the town of Wehburg, CLASS NO. 2 FOR 1838. To be drawn at Alexandria, Va. March 10, 1838.

Grand Capitals.

30,000! dollars! 10,000! dollars! 5,000! dollars! 3,140
dollars! 3,000! dollars!
50 Prizes of one Thousand Dollars!!
50 Prizes of 500—50 Prizes of 200, &c. &c.
Tickets only Ten Dollars.

A certificate of a Package of 25 Tickets will be sent for 130—Packages of Halves and Quarters in proportion.

13 Prizes in each 25 Tickets!!

25 Thousand Dolls.

VIRGINIA STATE LOTTERY,
For the benefit of the Mountingale Academy,
CLASS No. 2 FOR 1838.
To be drawn at Alexandria, Va. March
17, 1837.

Scheme.

25,000! dollars! 10,000! dollars!
6,000! dollars! 5,000! dollars!
4,000! dollars! 2,500! dollars! 2,000
dollars! 1,500! dollars!
25 prizes of 500 dollars!—28
prizes of 300 dollars!—20
prizes of 200 dollars! &c.
Tickets \$10—Shares in proportion.

A certificate of a package of 25 whole Tickets will be sent for 130 dollars. Packages of Halves and Quarters in proportion.

Rich and Splendid Scheme.

60,000 DOLLARS!

15 Prizes in each 25 Tickets
ALEXANDRIA LOTTERY,
For Internal Improvement in the District of
Columbia.
CLASS NO. 1 FOR 1838
To be drawn at Alexandria, D. C. March 24,
1838.

CAPITALS.

60,000! dollars! 25,000! dollars! 15,000! dollars! 10,000
dollars! 8,000! dollars! 5,000! dollars! 7,500! dollars!
7,000! dollars! 6,000! dollars! 4,000! dollars!
50 Prizes of 800 Dollars!
50 of 700! dollars! 50 of 500! dollars!—50 of 500
dollars! 50 of 400! dollars! 40 of 250 &c.
Tickets 10 Dollars.

A Certificate of a Package of 25 Tickets in this magnificent Scheme will be sent for 230—
Packages of Halves and Quarters in proportion.

VIRGINIA STATE LOTTERY,
For the benefit of the Mechanical Benevolent
Society of Norfolk.
CLASS Two for 1838.
To be drawn at Alexandria, Va. March
31, 1838.

Splendid Scheme.

35,294 Dollars net!

20,000 dollars net!

11,764! 6,000! 5,000!
3,900 dollars! &c.

50 Prizes of one Thousand
Dollars!

50 of 250—50 of 200, &c.
Tickets only TEN Dollars.

A certificate of a Package
of 25 Tickets will be sent for
130 Dollars! Halves and
Quarters in proportion.

Delay not to send your orders early to
the truly Lucky.

S. J. SYLVESTER,
130 Broadway N. Y.

Notice.

I HAVE this day sold my entire STOCK OF
GROCERIES to Messrs. CARTY & COOK,
and I take great pleasure in recommending my
customers and friends to continue their patronage
to my successors. All those indebted to
me by note or account, will please call and pay
as early a day as possible, at the old stand,
J. J. FLEMING.

Jan. 4, 1838.—I. U.

THE Undersigned have this day purchased
of Mr. J. J. FLEMING, his entire
STOCK OF GROCERIES,
And have entered into partnership under the
name of CARTY & COOK. They will continue
the GROCERY BUSINESS at the stand
formerly occupied by J. J. Fleming, and intend
keeping constantly on hand a first rate assortment
of GROCERIES AND LIQUORS, which
they offer at either Wholesale or Retail.
JOHN CARTY, Jr.
ISAAC COOK.

Jan. 4, 1838.—I. U.

NOTICE.

I HAVE taken the stand recently occupied
by Messrs. Chinn & Gaines, formerly (E.
I. Winter's) and the greater part of the

Stock of Goods,
Where I shall continue the business. My stock
being well assorted, I invite a continuance of
the custom of the old firm, as well as that of the
public.

Jan. 4, 1837.—I. U.

WAS COMMITTED

TO the Jail of Fayette county
on the 17th January, 1838, a
Negro Man who calls himself
CHARLES HUNDLEY,
As a runaway, and says he is to
be free on the 1st of August next;
that he is bound to his uncle, CHAS. FREEMAN,
man of color, to learn the Black-Smith trade.
He states that his uncle lives with FREEMAN
BRIGGS, in Amherst county, Virginia, 7 miles
of the Buffalo Springs. He also states that his
father is a slave and owned by Judge Daniel,
in Lynchburg, Virginia.

He is about twenty years of age, 5 feet 10
inches high, very black, and had on blue mixed
jeans coat, black cassinet trousers, and
white hat. The owner, (if any,) is requested
to come forward, prove property, pay charges,
and take him away, otherwise he will be dis-
charged according to law.

THOS. B. MEGOWAN,
Jailer of Fayette County.
Lex. Jan. 27, 1838.—5. U.

SEGARS.

D. BRADFORD has just received a few
thousand Kentucky Segars, of the quality
he has hitherto had.

He expects hereafter to keep a constant supply.

Feb. 8, 1838.

From the Commonwealth.

**ACTS PASSED AND APPROVED AT THE
LATE SESSION OF THE LEGISLATURE
OF KENTUCKY.**
(Continued.)

333. An act to incorporate the town of
Bardonia.

334. An act to amend an act entitled, an act
incorporating the town of Harrodsburg and
Danville. Repeals that part which limits its
continuance to two years.

335. An act to repeal an act entitled an act
concerning ferries on Cumberland river in Tigg
county, approved, Feb. 16, 1837.

336. An act to incorporate the town of Paducah,
and for other purposes. This act contains
seventeen sections and relates to the powers
and duties of the trustees and makes other regu-
lations concerning the town.

337. An act for the benefit of the personal
representatives of Wm. Miller, dec. Author-
ized to file a petition in the Marion circuit
court.

338. An act to improve the roads in Logan
county, and for other purposes. Appropriates
the vacant lands south of Logan county, in
improving the roads, provided that those who
now hold Treasury warrants are not to be pre-
vented from locating, surveying and patenting
the same. The mode of disposing of the war-
rants and the duty of the Register are also set
forth.

339. An act to legalize the proceedings of the
President and Directors of the Augusta, Cyn-
thiana and Georgetown turnpike company.—
Refers to the proceedings at the meeting on the
23d of May, 1837, in Clay county.

340. An act for the benefit of Watkins W.
Winn and others. Authorizes the Register to
receive and register certain certificate copies
of plats and certificates, in the name of W. W.
Winn and Robert M. Martin, assignees of Henry
L. Cartwright—also, one in the name of Na-
thaniel Holmes, and one in the name of Daniel
Morrow.

341. An act to increase the resources of the
Sinking Fund. Directs the surplus dividend
benefit arising from State stock in the Bank
of Kentucky, to be paid to Commissioners of
Sinking Fund, to pay interest on State Internal
Improvement scrip. If the bank refuse its
assent to the payment of the dividends in the
manner above, the Governor is directed to issue
scrip redeemable after the expiration of the
charter hearing an interest not exceeding 6 per
cent. and in amount sufficient to complete the
State subscription of stock in the second mil-
lion in said bank. If the State bonds are not
sold before the receipt of the surplus revenue
from the United States, to which Kentucky is
entitled, then the bonds are not to be sold, but
the money received from the United States is to
be subscribed as stock in the Bank on the 2d
million, and the surplus, if any, is to be paid
to the Sinking Fund, and to be subscribed by
the stock in the Bank of Louisville. The profits
arising from these subscriptions to be set
apart to pay interest on internal improvement
scrip. Directs the Sinking Fund commissioners
to invest any monies in their hands not neces-
sary to pay interest on the Internal Improvement
bonds, in the purchase of stock in the Bank of
Louisville, Bank of Kentucky, or Northern
Bank. All the profits arising from the sale of
water power at the locks, to be paid over to the
Sinking Fund. Upon these general provisions,
there are some limitations and conditions an-
nexed.

342. An act extending the time for complet-
ing the Franklin portion of the Crab Orchard
road. Extends the time two years.

343. An act for the benefit of Shelby Col-
lege. The trustees to invest the money raised
by the Lottery, in safe and profitable stocks.

344. An act to reduce the size of the public
square in the town of Bedford, in Trimble county,
and for other purposes. Directs the sale of
part of the square, and also how the proceeds
are to be applied.

345. An act appropriating the profits of the
Penitentiary to the Sinking Fund. Appropri-
ates the profits, and requires the Keeper to
report annually to the commissioners.—
The commissioners are also to settle the ac-
counts of Joel Scott, late Keeper, &c.

346. An act to change the place of voting
from Paducah, in Clinton county, to Albany, the
county seat of said county.

347. An act concerning the public roads in
Mason county. Authorizes a vote to be taken
at the next August election, to ascertain the
sense of the people of Mason, in relation to ac-
cepting or rejecting the provisions of the act
proposed in relation to opening and repair-
ing the public roads in certain counties, ap-
proved Jan. 29, 1836. And limits the amount
of revenue to be paid by each individual in money
or labor, for improvement of the public
roads in said county, to three cents for each
hundred dollars, as the maximum.

348. An act to amend an act, approved the
23d February 1837, entitled, an act for the benefit
of the Winchester and Lexington turnpike
road company. Defines the duty of the Board
of Internal Improvement in relation to paying
one half of the amount necessary for the com-
pletion of the road.

349. An act to amend an act entitled, an act
to amend the law, as to proceedings against
non-resident and absent defendants and un-
known heirs.

350. An act for the benefit of the Sheriff of
Clay county.

351. An act for the benefit of Elizabeth
Hern. Directs her from a former husband,
and legalizes her marriage with Jackson Hern.
352. An act to authorize the Trustees of the
town of Winchester, to purchase a Fire Engine.

353. An act to authorize the county court of
Henry to lay an additional levy. The levy not
to exceed 75 cents per tythe—for the year 1838.

354. An act to amend an act entitled, "an
act to amend an act, approved Feb. 28, 1835,
entitled, an act to incorporate the town of
Frankfort, approved Feb. 12, 1837."

355. An act allowing further time to Sheriffs
to return delinquent lists. Allowed until the
first day of June 1838.

356. An act to establish the Louisville Gas
and Water Company. Incorporates a company
with a capital of twelve hundred thousand
dollars, for the purpose of erecting Gas and
Water Works in the city. It may borrow and
loan money, and discount notes and bills, and
deal in exchange and bank notes, and receive
general and special deposits, and issue certi-
ficates of deposit, but shall not issue promissory
notes, bills, checks or certificates of deposit,
nor set aside the sale or conveyance, and shall
not circulate as bank notes, nor shall it exercise any
other privileges of banking. The act is one of
great length and very specific in its provisions.

357. An act to better to provide against
fraudulent purchases and fraudulent convey-
ances of property to the prejudice of creditors.
When property of any description has been
purchased with a fraudulent intent to procure
it without paying for it, the chancery courts
may vacate the contract. When any person
sells or otherwise disposes of any kind of prop-
erty, with intent to defraud creditors or delay
them in getting their debts, the chancery courts
may set aside the sale or conveyance, and sub-
ject the property to pay the debt, and may at-
tach it for that purpose whether the debt be
due or not, or be in judgment or not. When
the debtor is about to remove from the State
or fraudulently intends to dispose of his prop-
erty with a view to cheat, or delay the credi-
tor, the courts of chancery may, whether the
debt be due or not, attach the property and
make such orders as will prevent its removal,
sale or other disposition, and upon establishing
the fact of a fraudulent intent to remove or
otherwise dispose of the property, the court
may order it to be sold for the payment of the
debt. Before the attachment can issue, the
bill is to be sworn to, and bond given with con-
dition to pay all costs, damages, &c., sustained
by the owner by a wrongful issue of the order,
and the attachment order is, upon bond with
suitable penalty given to prevent deceit
of the court, to provide that the property shall
be restored to, or remain with the person in
whose possession it is found.

358. An act to amend the charter of the
Hendersonville, Madisonville and Hopkinsville
turnpike road company. Allows them another
year to open books, and directs a subscription
of \$50,000 of the part of the Board of Internal
Improvement, on the condition that when in-
dividuals have subscribed \$333 33 cents, then
the board is to subscribe double that sum, and
in like proportion of two for one until the
whole is subscribed. A survey of the road by
the State Engineers is directed, and after his re-
port, the board is to be of sufficient public utility,
that in case the State subscription is to be with-
held.

359. An act to incorporate the American
Cannel Coal Company. Incorporates a com-
pany for the purpose of mining for stone coal at
Lawrenceville, in Hancock county.

360. An act to change the place of voting in
a precinct, in Hardin county. Changed from
Robert W. Gray's to Gideon W. Gray's.

361. An act for the benefit of Eliza B. Traub.
A divorce bill.

362. An act for the benefit of Burtis Ringo,
sheriff of Fleming county. The Auditor to
allow him a warrant for four dollars for a cer-
tain jury fee.

363. An act to allow an additional Constable
a Graves county.

364. An act for the benefit of Willie Sugg.—
Remits a forfeiture on a tract of land, on cer-
tain conditions being complied with.

365. An act for the benefit of the heirs of
James Hensley, deceased. To file a bill in the
Nelson or Spencer circuit court.

366. An act to amend an act entitled, an act
to incorporate the town of Crittenden, in Grant
county.

367. An act to remove the seat of justice of
Buckner county, and for other purposes. Re-
moved to near Woodruff's cove road, on con-
dition that \$1500 be raised by voluntary sub-
scription, to purchase ground and erect build-
ings for court house, &c.—also, how the build-
ings in Augusta are to be disposed of, and other
provisions in relation to the removal.

368. An act for the benefit of the heirs of
John Gray, deceased. Relates to the Register's
receiving and registering the copies of cer-
tain surveys.

369. An act to establish a State road from
Warsaw, in Gallatin county, to Poplar Grove
Meeting House, in Owen county.

370. An act to provide for the improvement
of big Barren river from the mouth of Peter's
creek, in Barren county, to the mouth of Lee
creek, in Monroe county. Directs the duty
of the Board of Internal Improvement in relation
to the improvement, and provides that the ne-
cessary funds shall be taken from the sum of
\$7,500 heretofore appropriated.

371. An act for the benefit of John Jones,
former sheriff of Jefferson county. Relates to
settlement with the Auditor.

372. An act to improve the road from Greens-
burg, by the way of Columbia, Jamestown and
Munichville, to the Tennessee State line, in a
directed improvement to have an examination
of the road during this year, and if they deem
of sufficient public importance, may appropri-
ate five thousand dollars to that road.

373. An act for the benefit of John and Wil-
liam Barclay. Authorized to erect a mill dam
at Clark's ripple, on Salt river.

374. An act for the benefit of James N. Mc-
Cone and Jane his wife, and John Singer, free
persons of color in the cities of Louisville and
Cincinnati. Permits them to reside in those
cities.

375. An act for the benefit of the county
court of Harrison county. May lay a levy of
two and one half cents on each hundred dol-
lars, ad valorem, to pay for a bridge across the
South Fork of Licking. The powers of the court
in this act, are particularly specified.

376. An act to amend the charter of the Dan-
ville, Lancaster and Nicholasville turnpike
road company. Regulates the rates of toll for
crossing the bridges over Dix and Kentucky riv-
ers.

377. An act to apply the provisions of an
act to amend the charter of the Louisville and
Elizabeth turnpike road company, to the Rus-
sellville and Clarksville turnpike road com-
pany. Applies the last section of the act alluded to.

378. An act to regulate the time of holding
the circuit courts in the 11th judicial district.
The said courts to commence on the 3d Mon-
day in March, June and September, and sit 8
days. The Lawrence courts to commence on
2d Mondays in April, July and October, and
sit 6 days. The Morgan courts to commence
on the 3d Mondays in April, July and October,
and sit 6 days. The Pike courts to commence
on the Wednesdays after the first Mondays in
May, August and November, and sit 4 days.
The Floyd courts to commence on the second
Mondays in May, August and November, and
sit 6 days.

379. An act for the benefit of Elisha Green,
of Harlan county. Appropriates \$75 to him
for apprehending George Rowland and EE Col-
lins, charged with felony.

380. An act to explain and define the bound-
ary line between Hickman and McCracken
counties. Declares that No. 1, at the mouth
of Mayfield creek, to be a part of Hickman.

381. An act for the relief of Stephen Leean
his creditors. Releases him from any liability
on bond, for the loss of two stand of timber.

382. An act for the benefit of William M.
Smith and others, of Whitley county. Appri-
ates the sum of \$12 each to W. M. Smith,
A. Vannoy, W. T. Meadows, Josiah Smith and
A. Vannoy, for apprehending a man charged
with felony.

383. An act granting to John Luckey and
wife a change of venue. Change from Jeffers-
on to Spencer county, arson.

384. An act to provide for the support and
maintenance of Jeremiah Matthews, a poor
person of Green county. The county court to
make an annual allowance of not less than \$50
for his support.

385. An act for the benefit of James R. Ro-
den, of Hickman county. The receiver to per-
mit him to enter a certain functional quarter-
section of land.

386. An act for the benefit of Jacob A. Slack
and others. Exonerates them from liabilities
on bond for the return of a runaway slave.

387. An act to repeal an act to authorize
Lawson Woodbridge to enclose the alley be-
tween lots No. 135 and 136 in the town of New
Castle.

388. An act to incorporate the Louisville
Manufacturing Company. Authorizes the
company to borrow any sum not exceeding
\$200,000, at five per cent. to complete the road,
and may execute a mortgage on the entire road
and property of the company to pay the debt
and interest, allowing those who loan, to con-
vert the loan into stock, at any time within six
years from the completion of the road; and
upon the city of Louisville, or any individuals
or corporation agreeing to guarantee the pay-
ment of the loan and interest, and the money
being borrowed on the faith of such guarantee,
the guarantors may take upon themselves the
debt, discharge the company from its payment,
and convert the amount into stock. The cap-
ital stock may be increased to \$2,000,000.—
The State does not release her present loan on
the road, but only postpones it in favor of a
mortgage executed according to this act.

389. An act providing that the fines and for-
feitures in this Commonwealth shall be a fund
for the payment of Jurors. Requires the judges
to appoint a trustee of the Jury fund, and pre-
scribes the duties of the trustee. This act em-
braces 15 sections, and is so minute in its pro-
visions, that an abridgment of it cannot be made
in a manner compatible with the indispensable
brevity of the abstract.

390. An act to amend the law concerning
writs of error and removals. In all pending
cases, or which may hereafter be presented
in the Court of Appeals by appeal or writ of
error, the appellee or defendant in error, may,
without filing an additional record, or suing out
writ of error, or cross appeal, assign as many
errors in law, in the record filed by plaintiff in
error or appellant as he may think proper, and
the court in deciding, is to decide, as well the
questions presented on such assignment, as the
errors assigned by the appellant or plaintiff in
error.

391. An act for the benefit of John Springer.
Allows him \$300 for having supported Charles
Springer, an idiot, for the last fourteen years.

392. An act for the benefit of Antin Brown.
Gives him his freedom so far as the Common-
wealth may have any claim upon him—his for-
mer owner having died without any known heirs.

393. An act for the benefit of Nancy Cop-
page. Allows her \$167 40 cents, as a com-
mittee for the support of Travis Coppage.

394. An act concerning a fire company in the
town of Winchester. Gives the citizens the
same privileges in relation to a fire company as
are given to Bowlinggreen and Paducah, by the
act of 25th Nov. 1831, and exempts the mem-
bers of the Winchester Company from work-
ing on roads, mustering, and serving on
juries.

395. An act for the benefit of John Roberts.
To file a bill in the N. O. circuit court.

396. An act for the benefit of the jailer of Al-
len county. Relates to residence of jailer.

397. An act to change the name of Rose
Hudley. Changed to that of Rose Perryman
Tahaleiro Clarkson.

398. An act for the benefit of Henry W.
Hampton. Relates to his establishing a ferry
across the Ohio river, in Gallatin county.

399. An act to improve the navigation of
Goose creek, in Clay county. Appropriates
\$6,000 to making a descending navigation from
Quarrier's steam mill, on the east fork, and A.
White's salt furnace, on Collins's fork, to their
junction with the North fork of Kentucky riv-
er.

400. An act to amend the charter of the Me-
chanics' Savings Institution of Louisville.

401. An act for the benefit of John Brents.
To file a certain bill in chancery.

402. An act supplementary to the act enti-
tled, an act to establish the county of Carroll.
Directs a special term of the circuit and county
courts, to be held on the 1st Thursday in March
—instead of the time named in the first act.—
Changes the name of Port William to that of
Carrollton, and makes other regulations respect-
ing voters, the county court property, &c.

403. An act to amend an act entitled, "an
act to reduce into one, the several acts concern-
ing wills, the distribution of intestate estates,
and the duty of executors and administrators,"
approved Feb. 24, 1797. In addition to the
bond required by the former act, the executor,
&c. is further to be bound to pay and deliver
over all goods, chattels, moneys, &c., coming
to his hands, to the persons entitled to them by
law, or the provisions of the will, and faithfully
to perform all trusts and powers invested in him
by the will.

404. An act to protect the currency. Recites
former act relating to the issuing of bills, and
or checks by corporations, and prohibiting the
issue of notes of a less denomination than \$5,
and proceeds to make it the duty of Common-
wealth Attorneys to ascertain what corpora-
tions, turnpike companies, towns, individuals,
&c. have violated these laws and directs them
to have all such indicted. The law further de-
clares what kind of proof shall be sufficient to
make out the charge—prescribes the duties of
the Judges and makes it the duty of the Govern-
or to have this act forthwith published, and
copies furnished to the Judges and Attorneys.
One fourth of the fines recovered, is to go to the
Commonwealth Attorneys, and the Governor
may employ counsel to aid the prosecution.

405. An act concerning Transylvania Uni-
versity. Hereafter there are to be five trustees
appointed by the Governor, to act until the end
of the next session of the Legislature—the trust-
ees are, within ten days after the session, to
make a report of the actual condition of the
University in all respects, and open a correspon-
dence as soon as practicable with other
Universities, with a view to information, as to
the best mode of governing Transylvania.

406. An act to incorporate the Grand Lodge
of the Independent Order of Odd Fellows of the
State of Kentucky.

407. An act to incorporate the Louisville
Medical Society.

408. An act to establish a State road from
Williamstown in Grant county, to Warsaw in
Gallatin county.

409. An act for the benefit of the estate of
Edmund H. Taylor. To file a bill in the Louis-
ville Chancery Court.

410. An act imposing further duties on the
commissioners of the revenue in the year 1838.
Directs them to ascertain and take a list of all
the free male inhabitants of their districts over
21 years of age, and entitled to vote for elect-
oratives in any county in the State at August
next. A competent number of copies of this
act is directed to be sent forthwith to the clerks.

411. An act for the benefit of the heirs of Ro-
bert Harrison, deceased. Relates to the sale
of real estate in Smithland.

412. An act to amend the charter of the
Louisville Marine and Fire Insurance Com-<

Bridge Company. The bridge is to be built at Cleveland's landing.

419. An act to authorize the transcribing of certain record books in the circuit and county court offices in Scott county and for other purposes.

420. An act to establish a system of common schools for the State of Kentucky. This act cannot be abridged without occupying at least two columns of the abstract.

421. An act to incorporate the Hopkinsville and Clarksville turnpike company.

422. An act to define and extend the powers of the trustees of the town of South Fork.

423. An act to incorporate the Bourbon county Agricultural Society.

424. An act to amend an act entitled, an act to amend the road law in Campbell county, and for other purposes. Relates to the roads in Campbell and Boone.

425. An act to incorporate a steam mill company in Harlan county.

426. An act to authorize the trustees of the town of Taylorsville to sell and convey a part of Water street.

427. An act to authorize the county court of Montgomery county to subscribe stock in the Maysville and Mount Sterling turnpike road.

428. An act for the benefit of the Madison troop of Cavalry.

429. An act to amend the several acts concerning the Hartford bridge company.

430. An act to amend the road law in Bracken county and for other purposes. In addition to what relates to Bracken, the county court of Wayne may cause roads to be opened to the coal lands.

431. An act to amend the charter of the Covington Insurance Company.

432. An act to incorporate the Logan, Todd, and Christian turnpike road company and for other purposes. Contains in it a power to the Board of Internal Improvement to make subscription to the road on certain conditions having been complied with—the rate being 2 for 1.

433. An act concerning Clay Seminary in Bourbon county.

434. An act to amend the charter of the Paris Railroad company.

435. An act to amend an act entitled an act for the benefit of the widow and heirs of James P. Taylor, deceased, approved Feb. 3, 1837.

436. An act to provide for the condemnation of certain grounds for the use of the Commonwealth. Relates to the land on which J. Barbour and company have erected a saw mill on Lock No. 1, on Kentucky river.

437. An act for the benefit of George W. March and wife, and Robert Middleton and wife. Bill to be filed in Jessamine circuit court.

438. An act to alter the boundary of the town of Minfordville.

439. An act for the benefit of Robert Lytle. Relates to proceedings to be had in Madison circuit court in relation to Lytle's estate.

440. An act to authorize the county court of Powell county, to raise stock subscribed by said court in the Falmouth bridge company.

441. An act for the benefit of Wm. H. Stephens. Petition to be filed in Anderson circuit court.

442. An act to incorporate the town of West Point and for other purposes. Relates to the towns of West Point and Warsaw.

443. An act in further to amend the law to revive the Goose Creek turnpike road, approved January 22, 1836. Directs the commissioners to erect a gate across the road leading towards Madison and Lincoln to the salt works, to appoint a keeper for the same. Salt wagons are exempted from paying toll at the Crab Orchard and Madison gates, and all other tolls are fixed by the act. The gate money is to be expended in the construction and repair of said road.

444. An act to incorporate the Jefferson Pond Draining company, and the Rough Pond Manufacturing company. The boundaries within which the Pond Draining company operates, includes all the land generally known as the Pond settlement, the upper line commencing at the mouth of Dry Run on the south fork of Beargrass and the lower line running to the mouth of Salt river, and thence up the Ohio to the southern line of the city of Louisville. The President and managers are to have a tax of not exceeding 15 cents on each acre of land within the boundary, levied and collected by the Sheriff of Jefferson county. The money thus collected is to be used in employing an Engineer, who is to make plans for draining the ponds and also an estimate of the quantity of land which will be reclaimed on each tract and an estimate of its natural value and its value arising from the draining, and upon the additional value the land thus acquired in the Engineer's opinion, the managers shall have power to levy and collect on all such lands the amount of the additional value, and the money thus collected is to be expended in making the drains and improvements. A right of appeal is secured to the property holders who may conceive themselves aggrieved by the assessment.

445. An act for the benefit of Leonard D. Cash. Treasurer to pay him 20 dollars.

446. An act for the benefit of William S. Floyd. A divorce bill.

447. An act for the benefit of J. H. Slaughter of Rockcastle county. Treasurer to pay him 20 dollars.

448. An act for the benefit of William C. Mahan. Relates to his settlement for militia fines.

449. An act to amend an act to provide for the improvement of the road from Franklin county to Crab Orchard. Takes 5000 dollars of stock, to be applied to completing the part near Hardinsville.

450. An act for the benefit of David Jones. A change of venue from Clinton to Cumberland. Charge, murder.

451. An act to incorporate the Seminary lands in the county of Meade.

452. An act for the benefit of Susan and Catherine Shannon. Petition to be filed in the Scott circuit court.

453. An act for the benefit of George Grant and others. Refers to an allowance to be made them by the Mason circuit court, for their services as commissioners of tax.

454. An act to authorize William Green to erect three gates across the road leading from Jamestown to Monticello, in Wayne county.

455. An act to extend the limits of the town of Danville.

456. An act to allow an additional Justice of the Peace to Grayson county.

457. An act for the benefit of Thos. Mitchell, Jailor of Lewis county.

458. An act supplemental to an act entitled, an act to authorize a change of venue from the Louisville chancery court, to the Jefferson circuit court, and for other purposes, approved Feb. 9, 1838. The law causes pending in the county court at the time of the passage of the former act, not to be affected by that act.

459. An act to change the time of holding the Shelby circuit court. The court to set eighteen judicial days when there are five Mondays in the month in which its terms commence.

460. An act to define the powers and duties of the Trustees of the town of Minfordville, in the county of Hart, and for other purposes. Relates to the management and government of said town, and certain duties of the county court clerk.

461. An act for the appropriation of money. This is the annual appropriation act.

462. An act to incorporate the Society of the *Adelphi Alpha*, of Lexington. Establishes a literary society of that name.

463. An act to amend an act entitled, an act to reduce into one the several acts or parts of acts, concerning limitations of actions. No person to be allowed any other or longer time in which to maintain a writ of right or other possessory action upon the seizure or possession of the ancestor or predecessor, than is allowed for maintaining a real action upon a person's

own seizure or possession. This act is not to take effect until October 1st, 1840.

464. An act for the benefit of Godfrey Gregory. To erect a mill dam on the Little Beach fork at Salt river, under certain conditions.

465. An act to amend the Revenue law.—All the provisions of the law requiring owners of covering horses and jacks, tavern keepers and peddlars of stocks, to pay tax in advance are to be extended, so far as applicable to owners of bulls, who stand them for pay; and also to menageries, circuses, wax-figures, and theatrical performances; and requires the clerk giving license, to take a minute description of the person of the man to whom it is given. The taxes to be paid are, by peddlars, 50 dollars for a license for the State—clock peddlars, 20 dollars for each county, and for each menagerie, circus or theatrical performance, 10 dollars for each county.

466. An act to amend the Dueling law.—Fixes the time the oath is to commence to be from 18th Feb. 1838.

467. An act dispensing with quarterly, and substituting monthly statements, and providing for monthly balance sheets to be lodged with the Secretary of State by the Banks of this Commonwealth. In addition to what is contained in the title, the act further directs that notes of the Northern Bank shall be received in all payments to the State and on account of county levies, until otherwise ordered. To put the Bank of Louisville in the same condition with the Bank of Kentucky and Northern Bank, the 4th section of the charter is amended so as to subject that Bank only to 12 per cent. interest, by way of damages for failure to redeem her notes hereafter issued, and the 26th section is amended so that no note shall be issued without the authority of the Legislature. The Northern Bank, the Bank of Kentucky and the Louisville Bank, not to be liable on deposit, or notes hereafter issued or re-issued, or liabilities hereafter incurred, for interest and damages beyond interest and damages at the rate of 6 per cent per annum, until they resume specie payments. The three Banks may issue notes under the denomination of five, but not less than one dollar, which are not to be issued or re-issued at any time after six months from the time they respectively resume specie payments, and the one dollar notes are to be redeemed in gold or silver on demand, and the notes of a less denomination than five dollars may be signed by the cashier. Any owner of fifteen shares in the Bank of Louisville may be eligible as a director.

468. An act further to regulate the judicial districts of this Commonwealth, and for other purposes. Adds Nicholas to the 10th district—the circuit courts to commence on the 4th Monday in April, July and October, and the county court to be held on the 3d Monday in each month. The Bourbon circuit court on the second Mondays in May, August and November. Abolishes the October chancery term of the Madison court, and directs the February term to commence on the last Monday in February. Adds the county of Carroll to the 4th district, the circuit courts to commence on the 1st Mondays in April, July and October. Adds the county of Gallatin to the 2d district, the terms of the circuit court to commence on the 4th Mondays in March, June and September.

469. An act to increase the powers of the county court of Christian county. Relates to licensing coffee houses.

470. An act to authorize the Board of Internal Improvement to erect a bridge across the Rolling fork of Salt river. The bridge to be in a direct line to Lexington. The board to put it under contract this year if they believe it to be of sufficient public importance.

471. An act for the benefit of the estate of Joseph Spencer, deceased. Petition to be filed in the Marion circuit court.

472. An act for the benefit of the heirs of Samuel Gatton, dec'd. To file a petition in the Spencer court.

473. An act concerning taxes collected by clerks of courts. Directs the clerks, by the 1st of December annually, to pay into the Treasury all taxes collected by them, and in default thereof, to be subject to judgement, on motion, in the general court, at the January term following.

474. An act concerning the county levy in Fayette county. Extends the time until 1st December in each year, for the collectors to pay the county creditors their claims against the county.

475. An act for the benefit of Knott and Douglas, late contractors on Muldrow's hill turnpike.

476. An act for the benefit of Mark Whitaker. A divorce bill.

477. An act authorizing permanent provision for resident females, in Kentucky stocks, and guardians to invest the money of their wards in Bank Stocks. Authorizes such an investment, so that it shall be for the exclusive use of the female, and not transferable nor liable to vest in the husband nor be subject to his debts. This is an important and particularly guarded act, both in relation to the provision for females and guardians.

478. An act concerning the State Library. Prescribes the duties of the librarian—declares what books shall constitute the library, provides for the continuation of the act for increasing the library, and gives to the University and each of the Colleges, a copy of the acts and journals annually.

479. An act to establish the town of Delphi, on the Mississippi river, at the mouth of Mayfield's creek.

480. An act for the benefit of the widow and heirs of William Willis, dec'd. To file petition in the Adair circuit court.

481. An act for the benefit of the public schools of Campbell county. The county to be laid off into school districts; the seminary lands belonging to the county and the escheated lands in said county to vest in the commissioners, who shall have power to sell the same at not less than \$1 per acre, and the amount to be distributed among the school districts in proportion to the number of children between seven and seventeen. The law also prescribes particularly the duties of the commissioners.

482. An act to alter the mode of summoning petit jurors. Directs the judges of the circuit courts, at their several terms, to appoint three commissioners, who are to select one hundred persons of approved character, to serve as jurors, and to put their names into a box, and draw out all the names, and set them down in the order drawn, and seal and certify the same, and deliver it to the clerk, who is sworn not to divulge its contents until after the time mentioned in the act. The clerk is not to open the envelope until with thirty days of the next term, and then he is to make out a list of the first twenty four persons named in the commissioners certificate, and hand the same to the sheriff, who is to summon them at least three days before the term, to attend as jurors. The duties of the sheriff are set forth, and an additional duty is particularly in setting forth the duties of the judges, clerks, commissioners, sheriffs and jurors. We will publish it entire for the information of the country at large.

483. An act to amend the charter of the Cumberland College, and for other purposes. Relates to the affairs of that institution, and gives the trustees power to make arrangements in relation to the payment of the debts, &c. of the institution.

RESOLUTIONS.

1. Resolution to appoint a committee to visit Transylvania University and the Lunatic Asylum.

2. Resolution fixing on a day for the election of Public Officers.

3. Joint resolutions in relation to the currency and administration of the General Government.

4. Resolutions for the President of the Board of Internal Improvement to furnish information in relation to turnpike roads and rivers in the different sections of the State.

5. Resolution requesting the Governor to obtain the manuscript journals of the Conventions of 1792 and 1799.

6. Resolutions to subscribe for the history of the Indian tribes, and to purchase works on agriculture, for the use of the State Library.

7. Resolutions concerning the Iron and Coal trade.

8. Joint resolutions concerning a Geological Survey.

9. Resolutions in relation to members of the Legislature receiving their pay.

Kentucky Gazette.

STATEMENT.

Washington City, Feb. 25th, 1838.

The following is a statement of the facts of the duel between the Honorable Wm. J. Graves of Kentucky, and the Hon. Jonathan Cilley, of Maine, as agreed upon by George W. Jones and Henry A. Wise, the seconds of the parties, committed to writing between the hours of 10 o'clock A. M. February 25th, and 12 o'clock, M. this day. The seconds propose, first, to state the correspondence which occurred before the challenge, and which was communicated through others than themselves, neither second having borne any paper or message, verbal or written, to or from either of the principals, until Mr. Wise bore the challenge and Mr. Jones bore the acceptance. This correspondence, as it has been placed in the hands of the seconds, is as follows, to wit:

MR. GRAVES TO MR. CILLEY.
HOUSE OF REPRESENTATIVES.
February 20, 1838.

In the interview which I had with you this morning, when you declined receiving from me the note of Col. J. W. Webb asking whether you were correctly reported in the Globe in what you are there represented to have said of him in this House upon the 12th instant, you will please say whether you did not remark, in substance, that in declining to receive the note, you hoped I would not consider it in any respect disrespectful to me, and that the ground on which you rested your declining to receive the note, was distinctly this: That you could not consent to get yourself into difficulties with conductors of public journals, for what you might think proper to say in debate upon this floor in discharge of your duties as a representative of the people; and that you did not rest your objection, in our interview, upon any personal objections to Col. Webb as a gentleman.

Very respectfully, your ob't servant,
W. J. GRAVES.

Hon. JONATHAN CILLEY.

MR. CILLEY TO MR. GRAVES.
HOUSE OF REPRESENTATIVES.
Feb. 21, 1838.

The note which you just placed in my hands has been received. In reply, I have to state that in your interview with me this morning, when you proposed to deliver a communication from Col. Webb of the New York Courier and Enquirer, I declined to receive it, because I chose to be drawn into no controversy with him. I neither affirmed or denied any thing in regard to his character; but when you remarked that this course on my part might place you in an unpleasant situation, I stated to you and now repeat, that I intended by the refusal no disrespect to you.

Very respectfully your ob't servant,
JONATHAN CILLEY.

Hon. W. J. GRAVES.

MR. GRAVES TO MR. CILLEY.
HOUSE OF REPRESENTATIVES.
Feb. 22, 1838.

Sir:—Your note of yesterday in reply to mine of that date is inexplicit, unsatisfactory and insufficient; among other things in this: that, in your declining to receive Col. Webb's communication, it does not disclaim any exception to him personally as a gentleman. I have, therefore, to inquire whether you declined to receive his communication on the ground of any personal exception to him as a gentleman or man of honor? A categorical answer is expected.

Very respectfully your ob't servant,
W. J. GRAVES.

Hon. JONATHAN CILLEY.

MR. CILLEY TO MR. GRAVES.
HOUSE OF REPRESENTATIVES.
Feb. 22nd, 1838.

Sir: Your note of this date has just been placed in my hands. I regret that mine of yesterday was not satisfactory to you, but I cannot admit the right on your part to propound the question to which you ask a categorical answer, and therefore decline any further response to it. Very respectfully your ob't servant,
JONATHAN CILLEY.

Hon. W. J. GRAVES.

Here follows the first paper borne by Mr. Wise.

Washington City, Feb. 23, 1838.

As you have declined accepting a communication which I bore to you from Col. Webb, and as by your note of yesterday you have refused to decline on grounds which would exonerate me from all responsibility growing out of the affair, I am left to no other alternative but to ask that satisfaction which is recognized among gentlemen. My friend, Hon. Henry A. Wise, is authorized by me to make the arrangements suitable to the occasion. Your obedient servant,
W. J. GRAVES.

Hon. JONATHAN CILLEY.

Mr. Wise states that he presented the foregoing challenge to Mr. Cilley, in the parlor at Mr. Birch's boarding house a few minutes before 12 o'clock, M. on Friday, the 23d instant.

In addition to the foregoing correspondence,

dence, the seconds propose to relate only such facts and circumstances as occurred within their knowledge, after their own participation in the melancholy affair.

On the evening of the 23d inst, about the hour of 6 o'clock P. M., Mr. Jones the second of Mr. Cilley, delivered to Mr. Graves, in the room of Mr. Wise, and in his presence, the following note, which was the first paper borne by Mr. Jones to wit:

Washington City, Feb. 23d 1838.

Hon. W. J. GRAVES:

Your note of this morning has been received. My friend, Gen. Jones, will make the arrangements suitable to the occasion. Your obedient servant,
JONATHAN CILLEY.

Immediately upon the presentation of the acceptances of the challenge, Mr. Graves retired, leaving Mr. Jones with Mr. Wise, who submitted to Mr. Wise the following propositions for the arrangement of the meeting, to wit:

Washington, Feb. 23, 1838.

Sir:—Mr. Cilley proposes to meet Mr. Graves at such a place as may be agreed upon between us, to-morrow at 12 o'clock M. The weapons to be used on the occasion shall be rifles; and the parties placed side to side at eighty yards distance from each other; to hold the rifles horizontally at arm's length, downwards; the rifles to be cocked and trigger set; the words to be, "Gentlemen are you ready?" After which, neither answering "No," the words shall be, in regular succession, "Fire one, two, three, four."

The positions to be determined by lot.—The second of the party losing the position shall have the giving of the word.—The dress to be ordinary winter clothing, and subject to the examination of both parties. Each party may have on the ground, besides his second, a surgeon and two other friends. The seconds for the execution of their respective trusts, are allowed to have a pair of pistols each on the ground, but no other persons shall have any weapon, the rifles to be loaded in the presence of the seconds. Should Mr. Graves not be able to procure a rifle by the time prescribed, time shall be allowed for that purpose.

Your very obedient servant,
GEO. W. JONES.

Hon. HENRY A. WISE.

About 9 o'clock P. M. at Mr. Jones's room at Dowson's, Mr. Wise returned to him the following answer to wit:

Washington Feb 23d, 1838.

Sir:—The terms arranging the meeting between Mr. Graves and Mr. Cilley, which you presented to me this evening though unusual and objectionable, are accepted; with the understanding that the rifles are to be loaded with a single ball, and that neither party is to raise his weapon from the downward horizontal position until the word "fire."

I will inform you, sir, by the hour of 11 o'clock, A. M. tomorrow whether Mr. Graves has been able to procure a rifle, and consequently whether he will require a postponement of the time of meeting.

Your ob't servant,
HENRY A. WISE.

Hon. Geo. W. Jones.

About 8 o'clock, A. M. on the 24th inst, Mr. Jones left at Mr. Wise's room the following note to wit:

Washington City Feb. 24th, 1838.

Sir: I will receive at Dr. Reiley's on F. street, any communication you may see proper to make me until 11 o'clock, A. M. to day.

Your ob't servant,
GEO. W. JONES.

Hon. H. A. Wise.

Dr. Reiley's F Street. Feb. 24, 1838.

10 o'clock, A. M.

Sir:—I have called at this place, in conformity with your note of this morning, to inform you that Mr. Graves has not as yet been able to procure a rifle and put it in order, and cannot be ready by 12 o'clock M. to-day. He is desirous, however, to have the meeting to day, if possible, and I will inform you by half past 12 M., to day what time to procure and prepare a weapon he will require.

Very respectfully, &c.
HENRY A. WISE.

Hon. George W. Jones.

Afterwards Mr. Jones sent to Mr. Wise's room the following note, to wit:

Washington, 10 1/2 A. M. Feb. 24, 1838.

Sir:—Your note dated 10 o'clock to day is received. In reply, I have the pleasure to inform you that I have in my possession an excellent rifle, in good order which is at the service of Mr. Graves.

Very respectfully, &c.
GEO. W. JONES.

Hon. H. A. Wise.

Afterwards Mr. Jones sent to Mr. Wise's room the following note, to wit:

Washington, Feb. 24, 1838, 11 A. M.

Sir:—Through the politeness of my friend, Doctor Duncan, I now tender to you, for the use of Mr. Graves, the rifle referred to in my note of 10 1/2 A. M. this morning.

Respectfully, your obedient serv't,
GEO. W. JONES.

Hon. Henry A. Wise.

And with this note, a rifle and powder flask, and balls, were left at Mr. Wise's room.

After the reception of this note from Mr. Jones, Mr. Wise called on him, at Dr. Reiley's and informed Mr. Jones that Mr. Graves had procured a rifle other than that left at his room by Dr. Duncan, and would be ready for the meeting at 3 o'clock, P. M. It was then agreed that the parties should meet at the Anacostia bridge, on the road to Marlborough, in Maryland, between the hours of 12 and 2 o'clock, P. M. and if either get there

first he should wait for the other, and that they would thence proceed out of the District. Accordingly, the parties met at the bridge, Mr. Cilley and his party arrived there first, and all proceeded, about 2 o'clock, P. M. to the place of meeting.—On arriving at the place, Mr. Jones and Mr. Wise immediately proceeded to mark off the ground. They then decided the choice of positions. Mr. Wise won the position, and consequently Mr. Jones had the giving of the word. At this time Mr. Jones was informed by Mr. Wise that two gentlemen (Mr. Calhoun of Kentucky and Mr. Hawes of Kentucky) were at some distance off, spectators, but they should not approach upon the ground. Mr. Jones replied that he objected to their coming on the ground, as it was against the articles of the meeting, but he entertained for them the highest respect. Mr. Wise also informed Mr. Jones, that contrary to the terms, he had brought on the ground two rifles; that if he (Mr. Jones) required him to do so, he would immediately send one of them away. Upon Mr. Jones finding that the rifle was unloaded, he consented that it should remain in one of the carriages. There were, it is proper to remark, several persons on the ground, (besides the hackdrivers and the two gentlemen before mentioned at a distance,) who were there without the authority or consent of either party or their friends, as far as is known either to Mr. Jones or Mr. Wise, and one of these persons was supposed to be the owner of the field. Shortly after the hour of 3 o'clock, P. M. the rifles were loaded in the presence of the seconds; the parties were called together; they were fully instructed by Mr. Jones as to their position, and the words twice repeated to them, as they would be, and as they were delivered to them, in the exchange of shots. After this they were ordered to their respected positions, the seconds assumed their places, and the friends accompanying the second, were disposed along the line of fire to observe that each obeyed the terms of meeting. Mr. Jones gave the word distinctly, audibly, and in regular succession, and the parties exchanged shots without violating in the least a single instruction.—They both missed.

After which, Mr. Wise called upon the friends generally to assemble and hear what to be said. Upon the assembling of the friends, Mr. Jones inquired of Mr. Wise, whether his friend (Mr. Graves) was satisfied? Mr. Wise immediately said, in substance: "Mr. Jones, these gentlemen have come here without any hostility towards each other; they are fighting merely upon a point of honor; cannot Mr. Cilley assign some reason for not receiving at Mr. Graves's hands Col. Webb's communication, or make some disclaimer which will relieve Mr. Graves from his position?" Mr. Jones replied, in substance: "Whilst the challenge is impending, Mr. Cilley can make no explanations." Mr. Wise said, in substance: "The exchange of shots suspends the challenge, and the challenge is suspended for the purpose of explanation." Mr. Jones thereupon said he would see Mr. Cilley, and did go to him. He returned and asked Mr. Wise again: "Mr. Wise, do I understand aright that the challenge is suspended?" Mr. Wise answered: "It is."—Mr. Jones was then about to proceed, when Mr. Wise suggested that it was best, perhaps, to give the explanation or reason in writing. Mr. Jones then said, in substance: "Mr. Wise, if you require me to put what I have to say in writing, I shall require you to put what you have said, and may say, in writing." Mr. Wise replied: "Well, let us hear the explanation beforehand, as it may not be necessary to put it in writing." Mr. Jones then proceeded, as he now thinks, substantially to say: "I am authorized by my friend, Mr. Cilley, to say, that in declining to receive the note from Mr. Graves, purporting to be from Col. Webb, he meant no disrespect to Mr. Graves, because he entertained for him then, as he now does, the highest respect and the most kind feelings; but that he declined to receive the note, because he chose not to be drawn into any controversy with Col. Webb. Mr. Wise thinks this answer of Mr. Jones was, in substance as follows: "I am authorized by my friend Mr. Cilley, to say, that in declining to receive the note from Mr. Graves, purporting to be from Col. Webb, he meant no disrespect to Mr. Graves, because he entertained for him then, as he does now, the highest respect and the most kind feelings; but my friend refuses to disclaim disrespect for Col. Webb, because he does not choose to be drawn into an expression of opinion as to him."

Such is the substantial difference now between the two seconds, as to this answer of Mr. Jones. The friends on each side with the seconds, then retired from each other to consult upon this explanation.—After consultation, Mr. Wise returned to Mr. Jones, and said: "Mr. Jones, this answer leaves Mr. Graves precisely in the position in which he stood when the challenge was sent." Much conversation then ensued between the seconds and their friends, but no nearer approach to reconciliation being made the challenge was renewed, and another shot was exchanged in a manner perfectly fair and honorable to all parties. After this, the seconds and friends again assembled, and the challenge was again withrawn, and very similar conversations to that after the first exchange of shots again ensued.—Mr. Jones then remarked: "Mr. Wise, my friend, in coming to the ground, and exchanging shots with Mr. Graves, has shown to the world, that in declining to receive the note of Col. Webb, he did not

do so because he dreaded a controversy. He has shown himself a brave man, and disposed to render satisfaction to Mr. Graves. I do think that he has done so, and that the matter should end here." To this, Mr. Wise replied in substance: "Mr. Jones, Mr. Cilley has already expressed his respect for Mr. Graves in the written correspondence, and Mr. Graves does not require of Mr. Cilley a certificate of character for Col. Webb; he considers himself bound not only to preserve the respect due to himself but to defend the honor of his friend, Col. Webb." These words of Mr. Wise, Mr. Jones recollects, and Mr. Wise thinks he added the words: "Mr. Graves only insists that he has not borne the note of a man who is not a man of honor, and not a gentleman." After much more conversation, and ineffectual attempts to a just matter, the challenge was again renewed; and while the friends were again loading the rifles for the third exchange of shots, Mr. Jones and Mr. Wise walked apart, and each proceeded to the other anxiously to settle the affair.—Mr. Wise asked Mr. Jones: "If Mr. Cilley could not assign the reason for declining to receive the note of Col. Webb, that he (Mr. Cilley) did not hold himself accountable to Col. Webb for words spoken in debate?"—Mr. Jones replied that "Mr. Cilley would not assign that reason, because he did not wish to be understood as expressing the opinion whether he was or was not accountable for words spoken in debate." Mr. Wise then, according to his recollection, asked Mr. Jones whether "Mr. Cilley would not say, that in declining to receive the note of Col. Webb, he meant no disrespect to Mr. Graves either directly or indirectly?"

To which Mr. Jones replied affirmatively, adding, "Mr. Cilley entertains the highest respect for Mr. Graves, but declined to receive the note, because he chose to be drawn into no controversy with Col. Webb. After further explanatory conversation, the parties then exchanged the third shot, fairly and honorably, as in every instance. Immediately previous to the last exchange of shots, Mr. Wise said to Mr. Jones, "If this matter is not terminated this shot, and is not settled, I will propose to shorten the distance." To which Mr. Jones replied, "After this shot, without effect, I will entertain the proposition."

After Mr. Cilley fell, Mr. Wise, for Mr. Graves, expressed a desire to Mr. Jones to see Mr. Cilley. Mr. Jones replied to Mr. Wise, "My friend is dead;" and went to Mr. Graves, and told him that there was no objection to his request to see Mr. Cilley. When Mr. Jones approached Mr. Graves and informed him that his request should be granted, Mr. Graves inquired "how is he?" the reply was, "my friend is dead, sir," Mr. Graves then went to his carriage. Mr. Wise inquired of Mr. Jones, before leaving the ground whether he could render any service, and tendered all the aid in his power. Mr. Wise and Mr. Jones concur that there were three shots exchanged.

Such is the naked statement of all the material facts and circumstances attending this unfortunate affair of honor, which we make in justice to our friends, to ourselves, to all concerned, to the living and to the dead; and it is made for the only purpose of allaying excitement in the public mind, and to prevent any and all further controversy upon a subject, which already is full enough of woe. We have fully and substantially stated wherein we agree. We cordially agree, at all events, in bearing unqualified testimony to the fair and honorable manner in which this duel was conducted. We endeavored to discharge our duties according to that code under which the parties met, regulated by magnanimous principles, and the laws of humanity. Neither of us has taken the least exception to the course of the other; and we sincerely hope that all controversy whatever may cease. We especially desire our respective friends to make no publication on the subject. None can regret the termination of the affair more than ourselves, and we hope again that the last of it will be the signature of our names to this paper, which we now affix.

GEO. W. JONES,
HENRY A. WISE.

NORTHERN BANK OF KENTUCKY,
LEXINGTON, Jan. 2, 1838.

THE Stockholders in this Bank, are hereby notified that the ninth Instalment of Five Dollars on each Share, is required to be paid on the 1st day of May next.

And those Stockholders who are in default for Instalments due, are informed that if payments of the same are not made before the 1st day of Feb. next, that steps will then be taken to forfeit their Stock in the manner prescribed by law.

By order of the Board of Directors,
M. T. SCOTT, Cashier.

Jan. 4, 1838.—1-1f.

S. B. Vannelt

WILL continue the business at the old stand and will, at all times, be ready to wait on the old customers of the house, and such new ones as may think it their interest to give him a call. He has at present on hand an extensive assortment of BOOTS, SHOES, PUMPS, &c. of every description, which will be sold low, for CASH.

Jan. 4, 1838.—1-1f.

JAMES PENNY

WOULD return his thanks for the liberal patronage he has received, and having taken into partnership Mr. George Chamblin, the business will in future be conducted by them jointly, under the firm of PENNY & CHAMBLIN.

And they hope, by strict attention to business, to give entire satisfaction.

PENNY & CHAMBLIN.

Feb. 14, 1838.—7-4f.

P. S. All those indebted to J. Penny, by note or account, are requested to come forward and settle up, as it is necessary the old business should be closed.

J. PENNY.



GARDNER'S CELEBRATED Vegetable Liniment.

THE most valuable remedy ever discovered for the cure of Sprains, Bruises, Cuts or Wounds, Coughs, Chafes or Galls, Film in the Eye, and every external complaint to which Horses are liable.

Also—For the Human Flesh, it excels in the cure of Burns or Scalds, Fresh Wounds, Rheumatic Pains, Swelling of the Glands of the Throat, in Croup, Ague in the Face, Ringworms and Tetters, Painful Tumors, &c.

It has also been recommended with signal success, by numbers of the most respectable Physicians in this city, for the Sore Throat attending Scarlet Fever, to prevent the past winter.

Persons wishing to purchase the article are particularly requested to call for it by its own name, "GARDNER'S VEGETABLE LINIMENT," which will prevent the numerous frauds imposed upon them by the following names as "Gardner's Emulsion," "Gardner's Lotion," "Gardner's Nerve and Bone," &c., &c., which the proprietors had been the case to a great extent.

GLASCOW & HARRISON. Sole proprietors and manufacturers, corner of Main and Fourth streets, Cincinnati. Sold by all Druggists and Traders in town and country.

TESTIMONIALS.
Natchitoches, Louisiana, June, 1836.
Messrs. Glasgow & Harrison, Cincinnati:
GENTLEMEN,—Having tried some of your "Gardner's Liniment," (a few bottles of which my brother procured for me whilst travelling,) and being anxious of having some constantly at hand for the use of my family, I herewith transmit you—dollars, and request that you send me its amount in Liniment. Please have it put up compactly, and forwarded with all possible despatch, to Major L. G. De Russy, U. S. Army, care of Messrs. Cortes & La Place, Merchants, Natchitoches.

I find pleasure in stating that the application of this Liniment on several occasions, under my own eye, has satisfied me of its great value, and shall have its use recommended in the Army, and neighborhood generally.

Your obedient servant,
LEWIS G. DE RUSSY, U. S. A.

DEAR SIR,—Permit me to send these few lines to you in an acknowledgment of the good effects which I have experienced in the use of Gardner's Liniment. As I esteem this article very highly, I am desirous that it should come more into use, and the public be thereby much benefited. If my certificate could in the least induce any one to try it, I cheerfully hand it to you, to make what use of it you please.

In June last, I went into the country with my family to live during the summer season. In clearing my garden from weeds, briars, &c., I got my hands very much scratched and inflamed. They became greatly inflamed and swollen; the pain which I experienced was excruciating. My wife tried every thing we could hear of, that was likely to be of use; but all was of no avail, and I began to despair of having them cured by any common process. When by accident my horse was badly hurt on the eye, a friend having seen him in this situation, told me that he would cure him in two days, with Gardner's Liniment. I consented, and he accordingly used it, when it soon had the desired effect. Having some left in the bottle, I thought of trying it on my hands, which I did, and to my astonishment and gratification, completely cured them by the use of another bottle!!! I have also used it since in one instance for a severe burn, and found it superior to any thing which I ever tried, for its quickness in taking out the fire and alleviating the pain. I also can recommend it by experience in the cure of what is generally called "chopped hands." On the whole, I take pleasure in pronouncing it an invaluable article, and recommend every family to keep a bottle on hand.

Yours respectfully,
JAMES CUTLER.

Cincinnati, Feb. 10, 1835.

NEWPORT, Ky. July 23, 1834.
I do with pleasure add my testimony in favor of Gardner's Liniment; because in the summer of 1831, having about 12 horses, a part being employed in working a ferry boat between this place and Cincinnati, the remainder as coach horses—the great part of them became badly chafed or galled during the hot weather. I applied to Jas. Gardner of Cincinnati, for a bottle of his Liniment, and used it, and in about two weeks' time, my horses were all sound and well. I can also recommend it as an invaluable medicine for Rheumatic complaints, Burns or Scalds, Cuts, Wounds or Bruises, for I have used it in these complaints with great success.

Yours respectfully,
G. W. DOXON.

HAMILTON, O., June 8, 1834.

This certifies that I have for one year past used Gardner's Liniment, for the following—such as cuts, bruises, sprains, burns and scalds, rheumatic pains, inflammation in the limbs and joints, also tetters and ringworms. I have with great success used it on various kinds of sores on my horses.

AARON ROLLINS.

CINCINNATI, July 24th, 1834.

SIR,—It has been my desire for a long time to make known to the public the good effects with which I have used Gardner's Vegetable Liniment; and pleased with the present opportunity, I will testify that I have within these three years used fifty bottles of the said Liniment, and can safely pronounce it the best remedy for any sore, gall or chafe, bruise or sprain, cut, burn or scald of any kind, on man or horse, which has ever come within my knowledge. I would not for any small consideration agree to do without it. I would recommend it to every person or family to keep a bottle on hand, that in case of Burns or Scalds, or Wounds, it could be applied immediately.

Yours respectfully,
GARRET DULIAGEN.

James Gardner.

CINCINNATI, July 12th, 1834.

This certifies that I have within about three months past used four bottles of Gardner's Vegetable Liniment, and can say without hesitation, that it far exceeds any thing that I have ever tried in healing any kind of sores on horses. My long experience in the Livery Stable business has afforded an opportunity of finding out many valuable remedies, but I am willing here to acknowledge that the Vegetable Liniment goes far ahead of any thing in the cure of horse flesh which I have ever discovered.

S. LIPENCOTT.

CINCINNATI, July 30th, 1834.

I hereby certify, that for three years past, I have used Gardner's Vegetable Liniment, with perfect success in the numerous cases which unavoidably will happen in an extensive Livery Stable business—such as kicks, cuts, galls or chafes, scratches, sprains, film in the eye, calous or bunions caused by harness or saddle. In my opinion it exceeds all other remedies ever invented, as an external application for horse flesh, and I can cheerfully recommend it to the public as an invaluable article, and ought to be used by every Livery Stable Keeper.

ARTHUR MARTIN.

DEAR SIR,—It is with pleasure I hand you

my certificate in favor of Gardner's Vegetable Liniment. I have used it repeatedly on horses or severe Bruises, Cuts, Chafes, Kicks—and particularly in one instance for a valuable Horse which was so severely coked as to render him apparently worthless. In this case I applied two bottles, and in two weeks time, he was as sound as ever. I have also used it effectually for the Film in the Eye. And as it respects myself, I can with much satisfaction state that I healed, with it, in a short time, a severe wound on my hand. I have recommended it to many persons and have heard of no complaints.

HENRY P. POWARS.

Anderson Township, Ham. County, March 7, 1835.

CINCINNATI, July 30th, 1834.
This may certify, that we have used Gardner's Vegetable Liniment, for some months past, for various kinds of Sores and Wounds on Horses, and find it to exceed any other medicine that we have ever tried.

JOSEPH BATES, OREN FLAGG, GEO. SHELLEY.

Sold at Dr. S. C. Trotter's Drug and Chemical Store—Chenopside.

Lexington Dec. 27, 1837.—52-1f.

THE TURF HORSE, COLUMBUS, BY OSCAR.

HAVING made arrangements with Mr. Thompson, the owner of this thorough bred Stallion and breeder of fine stock and race horses, he will make his next season at my farm, 24 miles from the City of Lexington, lying on the South side of the Turnpike Road leading from Lexington to Nicholasville, where every comfort and accommodation will be given that the country affords. All other particulars made known in due time.

G. E. GILLESPIE.

Jan 11, 1838.—2-2m.

BLUE LICK WATER.

FRESH supply of Blue Lick Water will be received this day, by

D. BRADFORD, 7th Sept. 1837.

NOTICE.

THE Partnership heretofore existing between the undersigned, under the name of John Carty, Jr. & Co. was this day dissolved by mutual consent; all persons indebted to us by note or account, are earnestly requested to call at the old stand and liquidate them immediately as further indulgence cannot be given. Persons having claims against us will please present them for settlement.

JOHN CARTY, JR. J. McCAULEY.

THE Undersigned having this day purchased of John Carty, Jr. & Co. their entire Stock of

GROCERIES,

Will continue the Grocery Business at the old stand, where I will be happy to furnish my friends as usual, with GOOD BARGAINS, should they be pleased to give me a call, and at the same time very thankful for past favors.

J. McCAULEY.

Nov. 18, 1836.—47-1f.

FEMALE EDUCATION.

MR. HOFFLUE, assisted by his Lady and other competent Teachers, will open on January 3rd, 1838.

An Academy for the Education

OF YOUNG LADIES,

Under the name of the

LEXINGTON FEMALE

SEMINARY.

He trusts to have it in his power so far to gain the confidence of the community, that his residence as a teacher in Lexington may be permanent.

The many schools in which he has taught in the U. States, and the opportunities he has had of observing the several methods of instruction in England and France, render him rather sanguine as to his capability of imparting a useful and accomplished education.

TERMS.

Payable Quarterly in Advance.

PREPARATORY DEPARTMENT—For Reading, Writing, Spelling, Geography, Grammar, Mental Arithmetic, and Vocal Sacred Music.

SENIOR DEPARTMENT—including the above; with Botany, Ancient and Modern History, Use of the Globes, Composition, Rhetoric, Logic, Natural History, Algebra, Geometry, Physiology, Grammar of Music, Chemistry, Natural Philosophy, &c.

French, 10,00

Latin and Greek, 10,00

Drawing and Painting—in all its branches 10,00

Lectures upon the Arts and Sciences occasionally, which the parents of the pupils are invited to attend.

Classes for Adult pupils every Saturday.

MORNING, 9 o'clock. French, 10

AFTERNOON 3 Drawing and Painting, with their application to Botany, Ornithology, &c.

It will be observed that the terms for the French language are much below the ordinary price. The object of this is that it may be studied even by those in the Preparatory Department, and thus become the general language of the school two or three afternoons in each week.

Lex. Dec. 7th, 1838.—51-1f.

DOCTOR CHINN

HAS again resumed the PRACTICE OF MEDICINE in his residence in the High Street, and his Office at the Store of Messrs. DUNN & BOWMAN, next door to LEVY & DOLAN. Any message left with him in his absence, will be promptly attended to.

Dec. 27, 1837.—62-3m.

UPHOLSTERING!

Furniture and Chairs.

IN addition to my large and splendid Stock of FURNITURE and CHAIRS, I have engaged the services of an Upholsterer from London, who is capable of doing every description of

UPHOLSTERING

on the most modern and approved style. Such as Drapery, Curtains, Cutting and laying down Carpets, Paper Hanging, Trimming Pews, &c. MATRESSES of every description kept on hand and made to order at my Furniture Establishment, Limestone street, second door above the Jail, where any person wanting any description of Upholstering done, can see drawings and designs, from which they can select any style they wish, and it will be attended to promptly, and done in a style inferior to none in the United States.

JAMES MARCIL.

Lexington, Nov. 10, 1837. 45-1f

THE subscriber respectfully gives notice to the citizens of Lexington and its vicinity, that he has bought T. W. POWELL'S interest in the

CABINET BUSINESS,

And is now prepared to make FURNITURE of every description on short notice, and accommodating Terms. His Warehouse is on Main street, opposite Brennan's Hotel, in a part of the house occupied by J. G. Mathers as an Upholsterer and Window Blind Manufacturer; and in the absence of the subscriber, Mr. Mathers will attend to the sales, and receive orders which will be promptly executed. A share of the public patronage is solicited.

HORACE E. DIMICK.

WANTED—A few thousand feet of Cherry Scenting, suitable for Bedstead posts, 4 or five inches square, for which a liberal price will be given.

Lexington November 13, 1837.—46-1f

AN Apprentice to learn the Art of Printing will be taken if immediate application be made. A lad between the ages of 14 and 16 and from the country, would be preferred.

August 10, 1837.—32-1f

FALL & WINTER NEW GOODS

OREAR & BERELEY Are now receiving direct from the Eastern Markets,

THEIR SUPPLY OF FALL & WINTER NEW GOODS;

COMPRISING a general and handsome assortment of

Super and Extra Blue, Black, Invisible Dahlia, Brown, Drab, Claret, Polish & the Green, and Grey CLOTHS,

Plain, Plain, Ribbed, Striped CASSIMERES and CASSINETTS,

Super Silk, Velvet & Woollen VESTINGS, Gro-de Nap, French & English MERINOES, Super WELSH FLANNELS, (warranted not to shrink)

Damask, Irish and Barnsley NAPKINS and TABLE DIAPERS,

Fluceback, Birdseye and Russia TOWELING, Irish and Barnsley SHEETING, from 3-4 to 3 yards wide,

IRISH LINENS, LAWN, and LINEN CAMBRIC, and LINEN CAMBRIC HAND-KERCHIEFS,

Super and Extra FIGURED SATINS, Plain, Figured and Embroidered RIF SILKS, (all colours)

GRO DE NAPS, IERNANI SILKS, Cashmere, Silk, Thibet, Merino and Fancy-cut SHAWLS,

Super CHALLA SHAWLS, Whitney, Mackinaw, Rose & Point BLANKETS, from 8-4 to 13-4,

Whitney CRADLE BLANKETS, Silk and Cotton UMBRELLAS,

PRUNELLA, KIP, FRENCH, and MOROCCO

SHOES & GAITER BOOTS.

Calf Boots and Shoes;

Together with a great many other desirable and SEASONABLE GOODS, all of which they bind themselves to sell as low as any house in the city. They respectfully solicit an early call from their friends and customers, as they are determined to give general satisfaction by offering good articles and cheap bargains.

Lexington, Nov. 15, 1837.—46-1f

GROCERIES, WINE S AND LIQUORS.

THE undersigned having taken for a term of years, the Stores formerly occupied by Cauter and Turner, at the corner of Main and Mill Streets, would respectfully inform his friends and the public generally, that in addition to his stock on hand—amongst which are some choice

WINES AND LIQUORS,

He is daily expecting additional supplies, which will make his STOCK as complete and desirable as any in the city.

He has made and is making arrangements to keep a constant supply of

Goods in his Line,

Which he will offer for sale at the lowest market price, WHOLESALE AND RETAIL in lots to suit purchasers.

He is prepared to do a General

Commission & Forwarding BUSINESS.

Goods consigned to his care will be disposed of in conformity to instructions, with as little delay as practicable. The usual facilities will be afforded on all goods consigned to him for sale, and his best efforts to effect sale of the same.

To the former patrons of the house he tenders his sincere thanks, and hopes by a strict diligence for their interest, to merit and receive a continuance of their patronage.

BEN. F. CRUTCHFIELD.

Lexington, Dec. 16, 1837.—51-1f.

RAIL ROAD NOTICE.

THE Evening Car will hereafter leave Lexington at half past 1 o'clock P. M.

The Morning Car as usual at 6 A. M.

H. McCONATHY.

Rail Road Office, Nov. 13, 1836.—46-1f

CANDY'S TAERN.

(LAE MCCRACKEN'S)

Corn of Church and Upper-Streets.

THE subscriber respectfully informs the public generally, that he has taken the above Stand, and hopes by attention to business, to receive a liberal share of public patronage.

HIS BAR IS WELL FURNISHED,

TABLE GOOD.

Bed Rooms Comfortable,

HORSES.

WELL ATTENDED TO.

And being well known himself through the State, he will not here make promises, but trusts that his endeavors to please will be crowned with success.

DAY AND WEEKLY BOARDERS well accommodated, on reasonable terms.

JOHN CANDY.

Lexington, Nov. 1, 1837.—16-1f

LEXINGTON BREWERY.

BEGS leave to inform his old Customers, and the lovers of Malt liquor in general, that his BREWERY is now in a full state of operation—and that every exertion in his power, will be used to support the high reputation he has acquired for the manufacture of Beer, Ale, and Porter.

Customers from the adjacent towns will be supplied on the shortest notice. Di-tillers will be furnished with malt and hops at the lowest prices. Fresh Yeast at the Brewery.

JOHN R. CLEARY.

Lex., Nov. 2, 1837.—44-4m.

NEW BEER

At Candy's,

JUST RECEIVED FROM METCALFE'S BREWERY, LOUISVILLE.

Lexington, Sept. 28, 1837.—30-1f

CLOTHS, CASSIMERES AND CASSINETTS!

LARGE and superior assortment, for sale at reduced prices, by

J. CREW & CO. No. 53, Marble Front.

Dec. 21, 1837.—51-1f.

N. YORK SPIRIT OF THE TIMES,

TURF REGISTER,

PUBLISHED weekly at 157 Broadway, N York, at \$5 per annum. Payable in advance. W. T. PORTER, Editor.

J. A. TRUMBULL, Agent for Lexington, Fayette Co. ept. 15, 1836.—55-1f.

KENTUCKY STEAM

HAT FACTORY,

Corner of Main & Main-cross streets, LEXINGTON, KENTUCKY.

WILLIAM F. TOD,

[Successor to Bain & Ton.]

HAS again put his MACHINERY in to successful O P E R A T I O N, and is prepared to furnish his PUNCTUAL CUSTOMERS with every variety of HATS,

WHOLESALE & RETAIL at reduced prices.

Having declined dealing in HATTERS' FURS & TRIMMINGS. He hopes by devoting his sole attention to the successful USE of the many FACILITIES he has in MANUFACTURING to produce an ARTICLE which in point of COLOUR, DURABILITY, and STYLE, will compare with any.

JUST RECEIVED,

The Fall and Winter Fash-

ions, for 1837,

of Gentlemen's Hats,

which he thinks cannot fail to please those who exercise discriminating taste in that very essential article of dress.

As CASH is a very necessary essential, he call upon those in arrears to him must be as imperious as the nature of the time require, more especially to those indebted to the late firm, as further indulgence cannot be given them.

N. B. His supply of ROCKCASTLE MILL STONES is kept up as usual.

Lexington, Oct. 25, 1837.—43-1f

LAW NOTICE.

I HAVE resumed the practice of the Law, and will attend the Fayette Circuit Court, and the Court of Appeals and Federal Court at Frankfort. My office is on Main Street, Lexington, a few doors above Frazer's corner in sight of the Court-House.

THOMAS M. HICKEY.

March 2, 1837.—9-1f.

For Rent,

TWO ROOMS, in the house opposite the residence of Mr. Vertner, in this city—suitable for School Rooms.

Apply to CLEMENT SMITH.

Dec. 21, 1837.—51-1f.

TO THE AFFLICTED.

WM. ADAIR'S

UNRIVALLED PATENT-RIGHT

TRUSS.

THAT the undersigned has, and can effectually cure the Hernia, Rupture, or what is commonly called Bussen, reference need only be made to the following gentlemen, who have given certificates of the fact that they have been entirely cured by the application of my Truss.

George Crow, 62 years Fleming county, Ky. Isaiah Plummer, do. do.

John Moore's Negro man, Cythiana. Mr. Willis Lee, Bracken county, 23 years.

Jas. Miller's black boy, Nicholas county. Caleb Redden, Mason county.

John Jacobs, 33 years, Maysville, Ky. Jas. Inlow 68 years, Fleming county.

T. Daniel Clark's two sons Mason county. Wally to Williamsburg, do. do.

Rolla Porter's black man, 40 years, Fleming county.

Mr. Wm. Stratton, Shelby county, 58 years. Jno. Story, 62 years, Georgetown Ky.

—Moffitt's son, Washington county. Jas. Whaley's black man, Bourbon county.

Widow De Bell's son, Fleming county. Cahill's son Mason county.

The above cases have been cured, their ages varying from 4 to 68. The original certificates can at any time be seen in my possession.

Several cures have been effected in from 19 to 90 days.